

### EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Michael Whitham on December 28, 2009.

The application has been amended as follows:

#### IN THE CLAIMS

In Claim 1, Line 17, please delete "or fuel" and insert -- or fuel (B) --.

In Claim 11, Line 3, please delete "(LaxSryCazMnO3)." And insert -- (La<sub>x</sub>Sr<sub>y</sub>Ca<sub>z</sub>MnO<sub>3</sub>). --.

In Claim 13, Line <sup>19</sup>~~17~~, please delete "or fuel" and insert -- or fuel (B) --.

KB 3/2/10

#### ***Allowable Subject Matter***

Claims 1-14 are allowed.

The following is a statement of reasons for the indication of allowable subject matter:

Fahle et al. (U.S. Patent No. 4,345,009) teaches a fuel cell stack that comprises porous (permeable) cathode and anode electrodes spaced apart with an electrolyte matrix layer therebetween. Col. 4, Lines 33-45. Fahle further teaches that the outer